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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

TAKENAKA, Tadashi, et al.

Group Art Unit: 3657

Serial No.: 10/581,313

Examiner: **KING, Bradley T.**

Filed: **June 2, 2006**

P.T.O. Confirmation No.: 3860

For: **BRAKE DISK PRODUCING METHOD AND BRAKE DISK**

RESPONSE TO THE RESTRICTION REQUIREMENT
DATED October 7, 2009

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Date: October 22, 2009

Sir:

This paper is submitted in response to the Official Action dated October 7, 2009.

In the Action, restriction is required between Group (I), Claims 1-9 drawn to a method of making a disk; and Group (II), Claims 10-20, drawn to a brake disk.

Applicants hereby elect the subject matter of Group (II), Claims 10-20 for prosecution in this application. However, it is to be noted that Claims 17 and 18 are method claims, and possibly should not be included in this election. This election is made without traverse, it being understood that the applicants' rights to the filing of a divisional application directed to the non-elected subject matter under 35 USC 120 and 35 USC 121 are retained.

In the event that this paper is not timely filed, applicants hereby petition for an appropriate extension of time. The fee for any such extension may be charged to our Deposit Account No. 01-2340.

In the event any additional fees are required in connection with this response, please charge
our Deposit Account No. 01-2340.

Respectfully submitted,

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DWH/lrj

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